

APR 15 2003

Before the
Federal Communications Commission
Washington, DC 20554

Federal Communications Commission
Office of Secretary

In the Matter of) MB Docket No. 03-35
) RM-10646
Amendment of Section 73.202(b),)
Table of Allotments,)
FM Broadcast Stations.)
(Florence, South Carolina))

To: Assistant Chief, Audio Division
Media Bureau

CONSOLIDATED REPLY
TO COMMENTS
AND REPLY TO COUNTERPROPOSAL

Miller Communications, Inc. (“Miller”), by its attorneys and pursuant to Sections 1.415 and 1.420(d) of the Commission’s Rules, hereby files this Consolidated Reply’ to the Comments filed March 11, 2003, by SSR Communications Incorporated (“SSR”) and the Counterproposal filed March 31, 2003, by Bulldog Broadcasting (“Bulldog”). Both pleadings were filed in response to the Commission’s proposed amendment of Section 73.202(b) of the Rules as set forth in the Commission’s *Notice of Proposed Rule Making*, DA 03-369, released February 7, 2003 (“NPRM”). That NPRM, issued at the request of SSR, proposes the allotment of Channel 237A to Florence, South Carolina, as that community’s second FM aural transmission service. On March 31, 2003, Miller timely filed its “Comments and Counterproposal” that proposes to allot Channel 237A to Quinby, South Carolina, as its first local aural transmission service. Bulldog, on March 31, 2003, filed a Counterproposal seeking to (1) allot FM Channel 238C3 to Greeleyville, South Carolina, as a first local service, and (2) to change the channel of WIBZ,

¹ Replies are due by April 15, 2003, so this Consolidated Reply is timely filed.

No. of Copies rec'd 014
List ABCDE

Wedgefield, South Carolina, from Channel 238A to Channel 240A.² Miller herein shows that its counterproposal to allot Channel 237A to Quinby, South Carolina, would result in a preferential arrangement of allotments, since it is preferred to either of the other proposals. In support whereof, Miller shows the following:

Comparison of Florence to Quinby

As Miller showed in its Comments and Counterproposal, the proposal to allot Channel 237A to Florence would result in its 6th local aural service, whereas, the allotment of Channel 237A to Quinby would result in a first local service. Therefore, Miller's proposal is preferred to SSR's under *Revision of FM Allotment Policies and Procedures*, 90 FCC 2d 88 (1982) as the proposal to provide Quinby with a first local service is preferred under Priority 3 (first local transmission service) and the proposal to provide a 6th local aural service to Florence is considered under the lower Priority 4 (other public interest factors).

Comparison of Quinby to Greeleyville

Miller's proposal to provide a first local transmission service to Quinby' (population 842) is preferred to Bulldog's proposal to provide a first local transmission service to Greeleyville (population 452). As both Miller and Bulldog propose first local transmission services, and Quinby is almost twice as populous as Greeleyville, the allotment of Channel 237A to Quinby is preferred to the allotment of Channel 238A to

² Miller is licensee of WIBZ. On March 31, 2003, Miller filed a minor change application (File No. BPH-20030331AAI) that is in conflict with the Florence proposal set out in the NPRM.

³ In its Comments and Counterproposal, Miller made a showing pursuant to the precedent of *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1998) and *RKO General (KFRC)*, 5 FCC Rcd 3222 (1990) that Quinby is not dependent on Florence, South Carolina, and that the stations licensed to the Florence Urbanized Area should not be attributed to Quinby.

Greeleyville, under Priority 4 (other public interest factors). In light of long-standing Commission precedent, the new allotment should be given to Quinby as the larger of the two communities. See *St. Marks and Woodville, Florida*, 12 FCC Rcd 11957 (1997); *Bostwick and Good Hope, Georgia*, 6 FCC Rcd 5796 (1991); *Three Ouks and Bridgman, Michigan*, 5 FCC Rcd 1004 (1990); and *Clarksville and Lune, Indiana*, 4 FCC Rcd 4968 (1989).

Moreover, under Priority 4, additional public interest factors compel the allotment of Channel 237A to Quinby. Under Priority 4 the Commission makes this determination by comparing the populations in the respective gain areas of the conflicting proposals. See, *Greenup, Kentucky and Athens, Ohio*, 52 FCC Rcd 4319 (1987). The attached Technical Statement shows that the protected service contour for a Class A station operating on Channel 237A at Quinby would provide service to 134,111 persons while the protected service contour for a Class C3 station operating on Channel 238C3 at Greeleyville would provide service to only 88,317 persons. Further, the proposed WIBZ minor change facility will provide service to 123,176 persons while the WIBZ licensed facility serves only 116,113 persons. This represents an improvement of service to 52,857 persons within the 60 dBu contours of the Quinby proposal over the Greeleyville proposal.

Station WIBZ, Wedgefield, South Carolina

In order to accommodate Bulldog's counterproposal for Greeleyville, it will be necessary to modify the license of Miller's Station WIBZ, Channel 238A, at Wedgefield, South Carolina, by substituting Channel 240A at Wedgefield, and modifying the license for WIBZ. Bulldog requested the Commission to issue an Order to Show Cause to Miller

to change its channel. Miller objects to changing its channel. Should the Commission issue to Miller an Order to Show Cause, Miller will oppose changing channels. As noted, *supra*, at footnote 3, on the Comment Date in this proceeding, March 31, 2003, Miller filed a minor change application for WIBZ (File No. BPH-20030331AAI) which is in conflict with SSR's proposal to use Channel 237A at Florence, South Carolina. As shown in the attached Technical Comments, Channel 240A cannot be used at Wedgefield by WIBZ at its reference coordinates because the WIBZ minor change application site is shortspaced and precluded by WAVF, Channel 241C1, Hanahan, South Carolina. Because the WIBZ application was timely filed by the date for filing comments, it must be considered along with the other proposals in this docketed proceeding. Miller urges the Commission to consider the impact on WIBZ of not being able to implement the minor change for which it has applied if Channel 238C3 is allotted to Greeleyville.

Station WIXV, Savannah, Georgia

In order to allot Channel 238C3 to Greeleyville, Bulldog proposes to change the reference coordinates of WIXV, Channel 238C1, Savannah, Georgia, to North Latitude 32°06' 18", West Longitude 81°29' 17". To do so, Bulldog filed a statement of the licensee of WIXV, Cumulus Licensing Corp. ("Cumulus"), consenting to the change in reference coordinates. Unfortunately, that set of coordinates short-spaces another application (File No. BPH- 20030402AEB) for WWBD, Bamberg, South Carolina, that Miller filed on April 2, 2003. The minor change is contingent upon the acquisition by Miller of Station WWBD.⁴ Miller has communicated with Cumulus' executives and requested that Cumulus provide a statement agreeing to specify reference coordinates for

⁴ See File No. BALH-20030402ADV

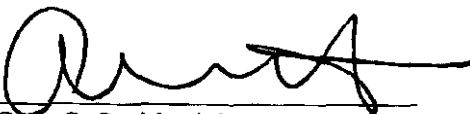
WIXV to **North Latitude 32°05' 05" and West Longitude 81°29' 17"** that will clear both the Greeleyville proposal and WWBD. However, Miller has not yet obtained Cumulus' agreement. If Miller is able to do so, Miller will promptly **seek** leave to file a copy of the document that would evidence Cumulus' consent. In the event Miller is unsuccessful at obtaining Cumulus' voluntary consent, Miller believes that the Commission can, and should, on its own motion, change the reference coordinates for WIXV to **North Latitude 32°05' 05" and West Longitude 81°29' 17"**. The Commission has stated that it attempts to eliminate conflicts between coordinates specified by applicants and those specified by rule making proponents by designating an alternate site or channel of the rule making proposal. See *Bon Air, Chester, Mechanicsville et al*, 7 FCC Rcd 6309 (1992). If required, Miller will reimburse Cumulus for its reasonable and prudent expenses incurred in changing the reference coordinates for WIXV.

Conclusion

In light of the above, the Commission should deny SSR's proposal to allot Channel 237A to Florence, South Carolina, and Bulldog's proposal to allot Channel 238A to Greeleyville, South Carolina, and instead, allot Channel 237A to Quinby, South Carolina. Miller renews its expression of interest in Channel 237A at Quinby; i.e., should the Commission allot Channel 237A at Quinby, South Carolina, Miller will file an application for a construction permit for a new FM station on the channel, and if Miller obtains the permit, Miller will construct and operate the station. Wherefore, Miller respectfully requests the Commission to adopt its counterproposal to allot Channel 237A to Quinby, South Carolina.

Respectfully submitted,

MILLER COMMUNICATIONS, INC.

By: 
Gary S. Smithwick
Its Attorney

Smithwick & Belendiuk, P.C.
5028 Wisconsin Ave., N.W.
Suite 301
Washington, DC 20016
(202) 363-4050

April 15, 2003

REPLY COMMENTS
MM DOCKET 03-35 / RM 10646
MILLER COMMUNICATIONS. INC.
QUINBY, SOUTH CAROLINA
April 2003

This Technical statement and attached exhibits have been prepared on behalf of Miller Communications, Inc, (“MCI”) as reply to the comments and counterproposal set forth by Bulldog Broadcasting (“Bulldog”) as pertains to the counterproposal set forth by MCI in their counterproposal to MM Docket 03-35, RM-10646, March 2003.

Background

MM Docket 03-35, RM-10646 proposed new service to Florence, South Carolina on Channel 237A¹. MCI counterproposed Channel 237A to Quinby, South Carolina. Further MCI filed a minor change application for WIBZ, Florence, South Carolina (BPH-20030331AAI) at a site which was contrary to the allocation proposed by SSR.

Bulldog also filed a counterproposal to MM Docket 03-35, RM-10646 which is mutually exclusive to the MCI request for Quinby as well as the minor change application for WIBZ. This counterproposal also set forth a new community of license, Greeleyville, South Carolina on Channel 238C3 and a change in the frequency of WIBZ from Channel **238A** to Channel **240 A**. The Bulldog proposal also required specified coordinates for WIXV, Savannah, Georgia to clear the Greeleyville allocation.

¹ As originally proposed by SSR Communications (“SSR”)

Quinby vs Greeleyville

The allocation of Channel 237A to Quinby is preferred over Channel 238C3 in Greeleyville. While both communities are presently unserved Quinby is a community of 842 persons while Greeleyville is a community of only 452.

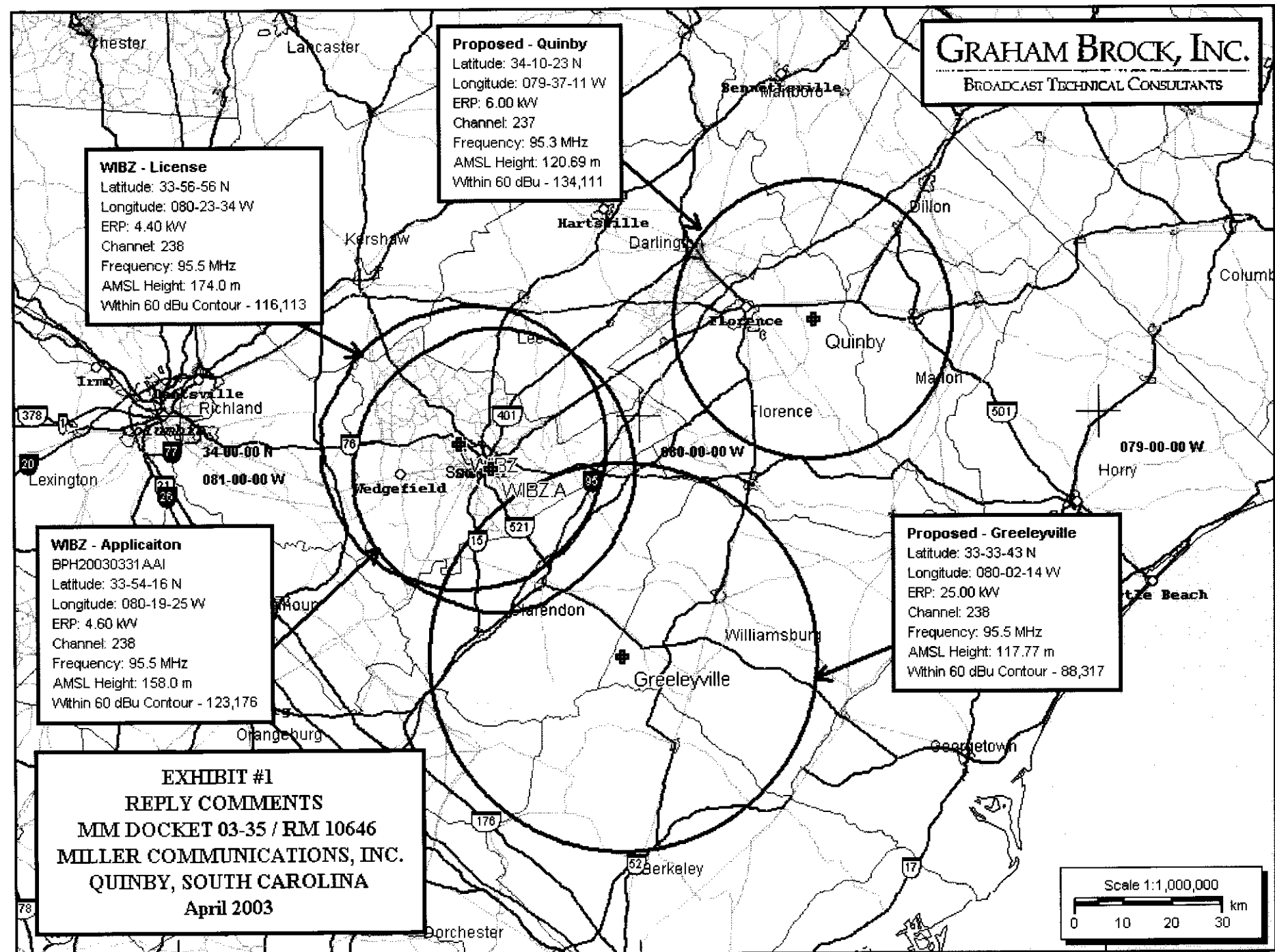
Further the protected service contour (extending out 28 km for a Class A station) in Quinby will provide service to 134,111 persons while the protected service contour (extending out 39 km for a Class C3 station) in Greeleyville will provide service to only 88,317 persons. Further, the proposed WIBZ minor change facility will provide service to 123,176 persons while the present WIBZ licensed facility serves only 116,113 persons. This represents an improvement of 52,857 persons within the possible 60 dBu (1.0 mV/m) service areas of the Quinby proposal over the Greeleyville proposal (See Exhibit #1)

WIBZ vs Greeleyville

The allocation of Channel 238C3 will require WIBZ to change frequency from Channel 237A to Channel 240A. While this is possible at the present WIBZ licensed site, the WIBZ minor change application site is shortspaced and precluded by WAVF, Channel 241C1, Hanahan, South Carolina as demonstrated in Exhibit #2.

WWBD vs WIXV

The allocation of Channel 238C1 in Savannah (reference coordinates as specified in the Bulldog petition - North Latitude 32° 06' 18", West Longitude 81° 29' 17") are shortspaced to the reference coordinates specified for Channel 239C3, Bamberg, South Carolina as specified in the minor change upgrade application for WWBD (BPH-20030402AEB). This matter may be resolved if WIXV would accept a change in reference coordinates to North Latitude 32° 05' 05", West Longitude 81° 29' 17". There is no tower at the Bulldog reference coordinates and there is no harm caused WIXV to accept these new reference coordinates. Further, the reference coordinates specified herein provide the requisite clearance to Channel 238C3 in Greeleyville (Exhibit #3).



REPLY COMMENTS
MM DOCKET 03-35 / RM 10646
MILLER COMMUNICATIONS, INC.
QUINBY, SOUTH CAROLINA
April 2003

EXHIBIT #2

REFERENCE				CLASS :: A		DISPLAY DATES		
33 54 16 N				Current		DATA 04-11-03		
80 15 25 W				Spacings		SEARCH 04-14-03		
----- Channel 240 - 95.9 MHz -----								
Call	Channel		Location		Dist	Azi	FCC	Margin
N. Lat.	W. Lng.		Ant	Power		HAAT		
RADD	ADD	240A	Wedgfield	SC	8.08	307.8	115.0	-106.92
33 56 56	80 23 34			6.000 kW		100 M		
WIBZ.A	APP	238A	Wedgfield	SC	0.00	0.0	31.0	-31.00
33 54 16	80 19 25	CX		4.600 kW		114 M		
Miller Communications, Inc				BPH20030331AAI				
WIBZ	LIC	238A	Wedgfield	SC	8.08	307.8	31.0	-22.52
33 56 56	80 23 34	CX		4.400 kW		118 M		
Miller Communications, Inc				BLH20020606AAY				
* WAVF.C	CP	241C1	Hanahan	SC	128.80	155.3	133.0	-4.20
32 45 04	75 50 08	CX		100.000 kW		237 M		
Apex Broadcasting, Inc.				BPH20020717AAB				
* WAVF	LIC	241C1	Hanahan	SC	128.80	155.3	133.0	-4.20
32 45 04	75 50 08	CN		100.000 kW		164 M		
Apex Broadcasting, Inc.				BLH19850404KT				
WKML	LIC-D	239C0	Lumberton	NC	152.54	49.9	152.0	0.54
34 46 50	79 02 45	DEN		100.000 kW		318 M		
Wkml License Limited Partn				BLH19971024KA				
RADD	ADD	238C3	Greeleyville	SC	46.34	145.1	42.0	4.34
33 33 43	80 02 14			25.000 kW		100 M		
WWBD.A	APP-Z	239C3	Barnberg	SC	96.35	227.0	89.0	7.35
33 18 40	81 04 55	ZCX		25.000 kW		57 M		
Miller Communications, Inc				BPH20030402AEB				
WWMG	LIC-D	241C	Shelby	NC	178.79	335.1	165.0	13.75
35 21 44	81 05 19	DCY		100.000 kW		530 M		
Clear Channel Broadcasting				BLH19870206KJ				
WXRC	LIC-D	239C	Hickory	NC	184.81	338.8	165.0	15.81
35 27 16	81 03 46	DCN		100.000 kW		311 M		
Pacific Broadcasting Croup				BLH19890616KE				
WWBD	LIC	239A	Barnberg	SC	95.52	227.0	72.0	23.92
33 18 50	81 04 43	C		6.000 kW		54 M		
Wwbd, Llc				BLH19970811KC				

* - On Channel 240A WIBZ is shortspaced to WAVF at the WIBZ application site

EXHIBIT #3

```

DISPLAY DATES
DATA      04-11-03
SEARCH    04-14-03

```

Channel 238 - 95.5 MHz									
Call	Channel	Location	Dist	Azi	FCC	Margin			
N. Lat.	W. Lng.	Ant	Power	HAAT					
RADD 32 06 18	ADD 238C1 81 29 17	Savannah	GA 100.000 kW	2.25 299 M	0.0	245.0	-242.75		
RDEL 32 03 30	DEL 238C1 81 20 20	Savannah	GA 100.000 kW	14.38 299 M	101.8	245.0	-230.62		
WIXV 32 03 30	LIC 238C1 81 20 20	Savannah CN	GA 100.000 kW	14.38 261 M	101.8	245.0	-230.62		
Cumulus Licensing Corp. BLH19870414KO									
wlxV.C 32 03 29	CP 238C1 81 20 19	Savannah CX	GA 98.000 kW	14.42 301 M	101.9	245.0	-230.58		
Cumulus Licensing Corp. BPH20020930ABE									
* WWBD.A 33 18 39	APP-Z 239C3 81 04 56	Bamberg ZCX	SC 25.000 kW	141.23 97 M	15.5	144.0	-2.77		
Miller Communications, Inc BPH20030402AEB									
ALLO 33 19 14	RSV 239C3 80 59 31	Barnberg	SC 25.000 kW	144.73 100 M	18.5	144.0	0.73		
RADD 33 33 43	ADD 238C3 80 02 14	Greeleyville	SC 25.000 kW	212.82 100 M	39.1	211.0	1.82		
WHKN 32 43 57	LIC-N 235C3 81 51 43	Millen NCN	GA 14.500 kW	79.98 122 M	334.1	76.0	3.98		
Multi-service Corp. BLH19920214KC									
WWBD 33 18 50	LIC 239A 81 04 43	Barnberg C	SC 6.000 kW	141.61 94 M	15.5	133.0	8.61		
Wwbd, LLC BLH19970811KC									
WCGN.C 31 51 18	CP -Z 292A 81 44 28	Glennville ZCX	GA 4.000 kW	34.94 121 M	223.1	22.0	12.94		
Bullie Broadcasting Corpor BPH20021108AAE									
WCGN 32 00 27	LIC 292A 81 54 51	Glennville CN	GA 6.000 kW	41.15 91 M	258.0	22.0	19.15		
Bullie Broadcastins Corpor BMLH19960925KB									

* - AS Amended. WWBD has proposed operation under 673.215, Contour protection **rules**. The WWBD application provides the necessary contour protection to a maximum Class C1 facility at the newly proposed WIXV allocation coordinates.

REPLY COMMENTS
MM DOCKET 03-35 / RM 10646
MILLER COMMUNICATIONS, INC.
QUINBY, SOUTH CAROLINA
April 2003

EXHIBIT #3A

WWBD.A BPH20030402AEB *

Channel = 239C3

Max ERP = 25 kW

RCAMSL = 151 M

N. Lat = 33 18 39

W. Lng = 81 04 56

RADD

Channel = 238C1

Max ERP = 100 kW

RCAMSL = 299 M

N. Lat = 320505

W. Lng = 81 29 17

Protected

60 dBu

Interfering

54 dBu

30 Sec. Terrain Data

Azimuth (degrees)	ERE (kW)	HAAT (m)	Dist (km)	Azimuth (degrees)	ERP (kW)	HAAT (m)	Dist (km)	Actual (dBu)
180.0	014.0625	0105.7	035.4	020.6	100.0000	0284.6	107.6	52.8
181.0	014.0625	0105.5	035.4	020.3	100.0000	0284.4	107.4	52.9
182.0	014.0625	0105.1	035.3	019.9	100.0000	0284.4	107.2	52.9
183.0	014.0625	0104.6	035.3	019.6	100.0000	0284.4	107.1	53.0
184.0	014.0625	0104.2	035.2	019.3	100.0000	0284.1	107.0	53.0
185.0	014.0625	0103.8	035.1	019.0	100.0000	0284.1	106.9	53.0
186.0	014.0625	0103.6	035.1	018.7	100.0000	0284.1	106.8	53.0
187.0	014.0625	0103.3	035.1	018.3	100.0000	0283.9	106.7	53.1
188.0	014.0625	0103.1	035.0	018.0	100.0000	0283.9	106.6	53.1
189.0	014.0625	0102.9	035.0	017.7	100.0000	0283.9	106.6	53.1
190.0	014.0625	0102.6	034.9	017.4	100.0000	0283.7	106.5	53.1
191.0	014.2506	0102.0	035.0	017.0	100.0000	0283.7	106.4	53.1
192.0	014.4400	0101.2	034.9	016.7	100.0000	0283.7	106.4	53.1
193.0	014.6306	0100.4	034.9	016.4	100.0000	0283.7	106.4	53.1
194.0	014.8225	0099.7	034.9	016.1	100.0000	0283.7	106.4	53.1
195.0	015.0156	0099.3	034.9	015.7	100.0000	0283.7	106.3	53.2
196.0	015.2100	0099.0	035.0	015.4	100.0000	0283.5	106.3	53.2
197.0	015.4056	0098.7	035.0	015.1	100.0000	0283.5	106.2	53.2
198.0	015.6025	0098.4	035.1	014.8	100.0000	0283.5	106.2	53.2
199.0	015.8006	0098.1	035.1	014.4	100.0000	0283.4	106.2	53.2
200.0	016.0000	0097.8	035.2	014.1	100.0000	0283.4	106.2	53.2
201.0	016.4025	0097.5	035.3	013.8	100.0000	0283.4	106.1	53.2
202.0	016.8100	0097.3	035.5	013.4	100.0000	0283.2	106.1	53.2
203.0	017.2225	0097.2	035.7	013.1	100.0000	0283.2	106.0	53.2
204.0	017.6400	0097.2	035.9	012.7	100.0000	0283.2	105.9	53.3
205.0	018.0625	0097.2	036.0	012.4	100.0000	0283.1	105.8	53.3
206.0	018.4900	0097.0	036.2	012.0	100.0000	0283.1	105.8	53.3
207.0	018.9225	0096.7	036.3	011.7	100.0000	0283.1	105.9	53.3
208.0	019.3600	0096.1	036.4	011.3	100.0000	0283.0	106.0	53.2
209.0	019.8025	0095.2	036.4	011.0	100.0000	0283.0	106.1	53.2
210.0	020.2500	0094.1	036.4	010.7	100.0000	0283.0	106.4	53.1

* - As Amended

REPLY COMMENTS
MM DOCKET 03-35 / RM 10646
MILLER COMMUNICATIONS, INC.
QUINBY, SOUTH CAROLINA
April 2003

EXHIBIT #3B

RADD
Channel = 238C1
Max ERP = 100 kW
RCAMSL = 299 M
N. Lat = 320505
W. Lng = 81 29 17

Protected
60 dBu

WWBD.A BPH20030402AEB *
Channel = 239C3
Max ERP = 25 kW
RCAMSL = 151 M
N. Lat = 33 18 39
W. Lng = 81 04 56

interfering
54 dBu

30 Sec. Terrain Data

Azimuth (degrees)	ERE (kW)	HAAT (m)	Dist (km)	Azimuth (degrees)	ERP (kW)	HAAT (m)	Dist (km)	Actual (dBu)
355.0	100.0000	0284.0	371.1	214.1	022.1405	0091.1	078.7	47.4
356.0	100.0000	0283.9	071.1	213.4	021.8025	0091.6	078.0	47.6
357.0	100.0000	0283.8	071.1	212.6	021.4570	0091.6	077.2	47.7
358.0	100.0000	0283.7	071.1	211.9	021.1054	0092.2	076.5	47.9
359.0	100.0000	0283.7	011.1	211.1	020.7461	0093.1	075.9	48.0
000.0	100.0000	0283.7	071.1	210.3	020.3806	0094.1	075.2	48.2
001.0	100.0000	0283.7	071.1	209.5	020.0087	0095.2	074.6	48.4
002.0	100.0000	0283.8	071.1	208.6	019.6309	0095.2	074.0	48.4
003.0	100.0000	0283.8	071.1	207.7	019.2482	0036.1	073.5	48.6
004.0	100.0000	0283.7	071.1	206.9	018.8586	0096.7	073.0	48.6
005.0	100.0000	0283.5	071.0	205.9	018.4647	0097.0	072.5	48.7
006.0	100.0000	0283.3	071.0	205.0	018.0681	0097.2	072.1	48.7
007.0	100.0000	0283.1	071.0	204.1	017.6696	0097.2	071.8	48.7
008.0	100.0000	0283.0	071.0	203.1	017.2708	0097.2	071.4	48.7
009.0	100.0000	0283.0	071.0	202.2	016.8717	0097.3	071.1	48.7
010.0	100.0000	0283.0	071.0	201.2	016.4722	0097.5	070.9	48.7
011.0	100.0000	0283.0	071.0	200.2	016.0741	0097.8	070.7	48.7
012.0	100.0000	0283.1	071.0	199.2	015.8384	0098.1	070.5	48.7
013.0	100.0000	0283.2	071.0	198.2	015.6397	0098.4	070.3	48.7
014.0	100.0000	0283.4	071.0	197.2	015.4414	0098.7	070.2	48.7
015.0	100.0000	0283.5	071.1	196.2	015.2436	0099.0	070.2	48.7
016.0	100.0000	0283.7	071.1	195.2	015.0467	0099.3	070.1	48.6
017.0	100.0000	0283.7	011.1	194.1	014.8512	0099.7	070.2	48.6
018.0	100.0000	0283.9	071.1	193.1	014.6572	0100.4	070.2	48.5
019.0	100.0000	0284.1	071.1	192.1	014.4653	0101.2	070.4	48.5
020.0	100.0000	0284.4	071.1	191.1	014.2755	0102.0	070.5	48.4
021.0	100.0000	0284.6	071.1	190.1	014.0885	0102.6	070.7	48.4
022.0	100.0000	0284.8	071.2	189.2	014.0625	0102.9	010.9	48.3
023.0	100.0000	0284.9	071.2	188.2	014.0625	0103.1	071.2	48.2
024.0	100.0000	0284.8	071.2	187.2	014.0625	0103.3	071.6	48.1
025.0	100.0000	0284.8	071.2	186.3	014.0625	0103.6	072.0	48.0
026.0	100.0000	0284.8	071.2	185.4	014.0625	0103.8	072.4	47.9
027.0	100.0000	0285.1	071.2	184.4	014.0625	0104.2	072.8	47.8
028.0	100.0000	0285.6	071.2	183.5	014.0625	0104.2	073.3	47.7
029.0	100.0000	0286.3	011.3	182.6	014.0625	0104.6	073.1	47.6
030.0	100.0000	0287.0	071.3	181.8	014.0625	0105.1	074.3	47.5

* - As Amended

AFFIDAVIT AND OUALIFICATIONS OF CONSULTANT


State of Georgia)
St. Simons Island) ss
County of Glynn)

R STUART GRAHAM, being duly **sworn**, deposes and says that he is an officer of Graham Brock, Inc. Graham Brock has been engaged by Miller Communications, Inc., to prepare the attached Technical Exhibit.

His qualifications are a matter of record before the Federal Communications Commission. He is a graduate of Auburn University and has been active in Broadcast Engineering since 1972.

The attached **report** was either prepared by him or under his direction and all material and exhibits attached hereto **are** believed to be **true** and correct.

This the 15th day of April, 2003.

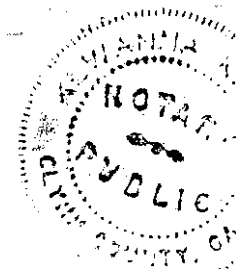


R. Stuart Graham, Jr.
Affiant

*Sworn to and subscribed before me
this the 15th day of April, 2003.*



Notary Public, State of Georgia
My Commission Expires: April 16, 2006



CERTIFICATE OF SERVICE

I, Sherry Schunemann, a secretary in the law offices of Smithwick & Belendiuk, P.C., hereby certify that on March 31, 2003, copies of **the** foregoing counterproposal were sent via First Class Mail, postage pre-paid to the following:

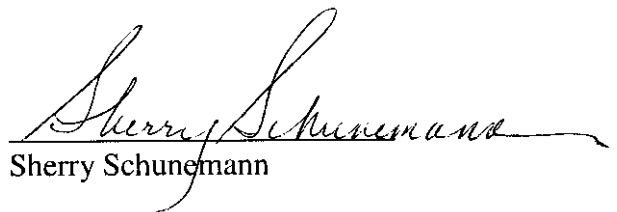
Ms. Rolanda F. Smith*
Media Bureau
Federal Communications Commission
The Portals II
445 Twelfth Street, S.W.
Room 3-A247
Washington, DC 20554

Mr. Matthew K. Wesolowski
SSR Communications Incorporated
5270 West Jones Bridge Road
Norcross, GA 30092-1628

Mark N. Lipp, Esq.
J. Thomas Nolan
Shook, Hardy & Bacon
600 14th Street, NW, Suite 800
Washington, DC 20005-2004
(Counsel to Bulldog Broadcasting)

Cumulus Licensing Corp.
3535 Piedmont Road
Building 14, 14th Floor
Atlanta, GA 30305
(Licensee of WIXV)

*by hand


Sherry Schunemann